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**MINUTES OF THE PROCEEDINGS**  
**REGULAR MEETING**  
**OF THE**  
**RETIREMENT BOARD OF THE POLICEMEN'S**  
**ANNUITY & BENEFIT FUND**  
**HELD**  
**THURSDAY FEBRUARY 27, 2014**

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The regular meeting of the Retirement Board of the Policemen's Annuity and Benefit Fund was held February 27, 2014, at 9:00 A.M. at the office of the Fund, 221 N. LaSalle Street, Room 1626, Chicago, Illinois for the consideration of applications and bills, and for other such matters that came before the Board. The contents of this meeting were transcribed by Esquire Communications, Ltd. Court Reporters and are made a part of the record.

PRESENT: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

ABSENT: 0.

PRESIDING: President and Trustee Kenneth Hauser.

Trustee Hauser called the meeting to order.

*It was moved by Trustee Avila, seconded by Trustee Lappe, that the Board approve the minutes from the Investment Committee meeting held February 24, 2014, as presented.*

**ROLL CALL**

For: Avila, Hauser, Lappe, Maloney, Neely, Scott, Wright 7.

Absent: 0.

Abstain: Hamburger 1.

Against: 0.

*It was moved by Trustee Hamburger, seconded by Trustee Scott, that the Board approve the minutes from the regular meeting held January 30, 2014, as amended.*

**ROLL CALL**

For: Hamburger, Hauser, Lappe, Neely, Scott, Wright 6.

Absent: 0.

Abstain: Avila, Maloney 2.

Against: 0.

*It was moved by Trustee Neely, seconded by Trustee Scott that the Board go into executive session to discuss litigation pursuant to 2 (c)(11).*

**ROLL CALL**

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

*It was moved by Trustee Hamburger, seconded by Trustee Scott that the Board exit the executive session.*

**ROLL CALL**

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

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The President called for motions to adopt the orders as presented on Ayangoke and Whiteside.

*It was moved by Trustee Scott, seconded by Trustee Neely that the Board adopt the Board's written order in the matter of Consandra Ayangoke, which denies the duty disability application and awards an ordinary disability benefit.*

ROLL CALL

For: Avila, Hamburger, Hauser, Maloney, Neely, Scott, Wright 7.

Absent: 0.

Against: Lappe 1.

*It was moved by Trustee Scott, seconded by Trustee Neely that the Board adopt the Board's written order in the matter of Perry Whiteside, which awards the duty disability application at 50% of salary.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

The Board secretary conducted the agenda as follows.

PAGE NO. REFERENCE

1 - 7 Incurred Expenses for the Month of February 2014.

*It was moved by Trustee Scott, seconded by Trustee Lappe that the Board approve the Obligations as detailed on pages 1 through 7.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

8 - 11 Refunds of Contributions; Withdrawal of Service, Exempt Rank and Widow's Annuity Accumulations.

*It was moved by Trustee Hauser, seconded by Trustee Hamburger that the Board approve the Refunds as detailed on pages 8 through 11.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

12 – 13 Refunds to Heirs of Deceased Annuitants.

*It was moved by Trustee Hauser, seconded by Trustee Neely that the Board approve the Refunds as detailed on pages 12 and 13.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

PAGE NO. REFERENCE

14 Refunds of Unused Annuity Accumulations.

*It was moved by Trustee Neely, seconded by Trustee Avila that the Board approve the Refund as detailed on page 14.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

15 - 18 Annuities to Retired Employees (summary pg. 19)

*It was moved by Trustee Hauser, seconded by Trustee Scott that the Board approve the Annuities as detailed on pages 15 through 18.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

20 Annuities to Widows (summary pg. 21)

*It was moved by Trustee Hauser, seconded by Trustee Scott that the Board approve the Annuities to Widows as detailed on page 20.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

22 Annuities to Children

*It was moved by Trustee Scott, seconded by Trustee Lappe that the Board defer for a full hearing the application for a Child's Annuity made by Alexis Willett as survivor of deceased police officer Michael Pease.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

*It was moved by Trustee Scott, seconded by Trustee Hamburger that the Board approve the other application for Annuities to Children as detailed on page 18.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

23 - 24 Occupational/Duty Disability Benefit Claims

a) Ali, Meer I.

*Based on the medical reports, it was moved by Trustee Scott, seconded by Trustee Neely that the Board move to defer all benefits to the officer, subject to a full evidentiary hearing.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

PAGE NO. REFERENCE

23-24 Occupational/Duty Disability Benefit Claims

b) Herrera, Juana

*Based on the medical reports, it was moved by Trustee Neely, seconded by Trustee Wright that the Board move to defer all benefits to the officer, subject to a full evidentiary hearing.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

c) Jones, Pamela Y.

*Based on the medical reports, it was moved by Trustee Scott, seconded by Trustee Hamburger that the Board move to defer all benefits to the officer, subject to a full evidentiary hearing.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

d) Sieja, Thomas A.

*Based on the medical reports, it was moved by Trustee Hauser, seconded by Trustee Scott that the Board move to grant the officer, subject to a full evidentiary hearing ordinary disability benefits without prejudice with the understanding that the Board reserves the right prior to such hearing to revisit and terminate that benefit if deemed warranted.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

25 - 27 Payments of Death Benefits [Summary pg. 28]

*It was moved by Trustee Hauser, seconded by Trustee Lappe that the Board approve the Death Benefits as detailed on pages 25 through 27.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

MISCELLANEOUS

29 PETITIONS FOR PENSION CREDIT FOR PRIOR COOK COUNTY  
SERVICE UNDER 5-214(c)

*Documentation verified, it was moved by Trustee Scott, seconded by Trustee Lappe that the Board approve the prior cook county service petitions as detailed on page 29.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

30 PETITIONS FOR PENSION CREDIT FOR PRIOR MILITARY  
SERVICE UNDER 5-214.3

*Documentation verified, it was moved by Trustee Neely, seconded by Trustee Hamburger that the Board approve the prior military service petitions as detailed on page 30.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

HEARINGS

31 PETITION FOR PENSION CREDIT FOR PRIOR SERVICE

Maciejewski, Michaeline

**Michaeline Maciejewski** appeared on her petition to receive pension credit for prior service as detailed on page 31. After reviewing the documents submitted and hearing testimony, *it was moved by Trustee Maloney, seconded by Trustee Neely, that the Board approve prior service credit for the period November 16, 1992, through May 15, 1995, for time served as a traffic control aide.*

ROLL CALL

For: Lappe, Maloney, Neely 3.  
Absent: 0.  
Against: Avila, Hamburger, Hauser, Scott, Wright 5.

*It was then moved by Trustee Maloney, seconded by Trustee Neely, that the Board approve prior service credit for the period May 16, 1995, to October 22, 1995, for time served as a police dispatcher aide.*

ROLL CALL

For: Lappe, Maloney, Wright 3.  
Absent: 0.  
Against: Avila, Hamburger, Hauser, Nelly, Scott, 5.

32 PETITION FOR PENSION CREDIT FOR PRIOR SERVICE

Yancey, Sandra

**Sandra Yancey** appeared on her petition to receive pension credit for prior service as detailed on page 32. After reviewing the documents submitted and hearing testimony, *it was moved by Trustee Neely, seconded by Trustee Wright, that the Board approve prior service credit for the period June 1, 1992 to November 3, 1996, for time served as a police aide with the Chicago Police Department.*

ROLL CALL

For: Avila, Lappe, Maloney, Neely, Wright 5.  
Absent: 0.  
Against: Hamburger, Hauser, Scott 3.

*It was moved by Trustee Neely, seconded by Trustee Scott that the Board go into Executive Session pursuant to 2(c)(11).*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.  
Absent: 0.  
Against: 0.

*It was moved by Trustee Neely, seconded by Scott to exit the Executive Session.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.  
Absent: 0.  
Against: 0.

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DUTY DISABILITY STATUS REVIEWS

33

Feret, Kevin R.

**Kevin Feret** appeared before the Board on a status review of his previously awarded duty disability benefits. After hearing testimony and reviewing documentation submitted, *it was moved by Trustee Scott, seconded by Trustee Neely that the Board go into Executive Session pursuant to 2(c)(11).*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

*It was moved by Trustee Scott, seconded by Trustee Neely to exit the Executive Session.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

*It was moved by Trustee Lappe, seconded by Trustee Wright, that the Board continue this matter for sixty (60) days in order for the officer to complete a Functional Capacity Evaluation.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

34

Lange, Jimmie

**Jimmie Lange** was present to appear before the Board on a status review of his previously awarded duty disability benefits. Based on a current medical report that requires submission to him and his attorney, *it was moved by Trustee Neely, seconded by Trustee Lappe, that the Board continue this matter for thirty (30) days for submission of additional documents.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

35

Williams, Kelli L.

**Kelli Williams** appeared before the Board on a status review of her previously awarded duty disability benefits. *It was moved by Trustee Scott, seconded by Trustee Neely, based on testimony and the medical reports, that the duty disability benefits awarded to Kelli Williams shall terminate with her reinstatement to active duty with the CPD.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

36

DUTY DISABILITY CLAIMS

Aceves, Juan

Gavin, Angel L.

King, Frederick

Pigott, John M.

Tarasiuk, Johnny

**Juan Aceves** appeared before the Board on his application for duty disability benefits. After hearing testimony and reviewing the documents submitted, *it was moved by Trustee Scott, seconded by Trustee Neely that the Board go into Executive Session pursuant to 2(c)(11).*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.  
Absent: 0.  
Against: 0.

*It was moved by Trustee Wright, seconded by Lappe to exit the Executive Session.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.  
Absent: 0.  
Against: 0.

*It was moved by Trustee Neely, seconded by Trustee Hamburger, that the Board continue Juan Aceves' case for sixty (60) days during which time he is to have a medical review completed by the Board's physician.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.  
Absent: 0.  
Against: 0.

*It was moved by Trustee Neely, seconded by Trustee Scott that the Board go into Executive Session pursuant to 2(c)(11).*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.  
Absent: 0.  
Against: 0.

*It was moved by Trustee Avila, seconded by Trustee Neely to exit the Executive Session.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.  
Absent: 0.  
Against: 0.

**Angel Gavin** appeared before the Board on her application for duty disability benefits. After hearing testimony and reviewing the documents submitted, *it was moved by Trustee Neely, seconded by Trustee Maloney, that the Board award Angel Gavin an occupational disease disability benefit at 65% of salary.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.  
Absent: 0.  
Against: 0.

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**Frederick King** appeared before the Board on his application for duty disability benefits. After reviewing the documents submitted, Officer King indicated that he wishes to withdraw his application for a duty disability benefit and accept the ordinary disability benefits he was previously awarded on June 28, 2011.

*It was moved by Trustee Wright, seconded by Trustee Neely that the Board award Frederick King an ordinary disability benefit.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

**John Pigott** appeared before the Board on his application for duty disability benefits. After hearing testimony and reviewing the documents submitted *it was moved by Trustee Lappe, seconded by Trustee Maloney, that the Board award John Pigott duty disability benefits.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

*It was then moved by Trustee Neely, seconded by Trustee Lappe, that the duty award be granted at 75% of salary.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

**Johnny Tarasiuk** at the January 30, 2014 appeared before the Board on his claim for duty disability benefits. At that time the Board voted to terminate Johnny Tarasiuk's ordinary disability benefits 30 days from that date.

Officer Tarasiuk appeared again before the Board on his claim for duty disability benefits. After hearing testimony and reviewing additional documents relating to the officer's attempts to be reinstated to active duty, *it was moved by Trustee Lappe, seconded by Trustee Maloney, that the Board extend his ordinary disability benefits for four more weeks, to the next meeting.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: 0.

Against: Hamburger, Neely 2.

*NOTE: A hearing determining whether the period Johnny Tarasiuk received ordinary disability benefits should be awarded as duty disability benefits will be scheduled after he is returned to active service with the police department.*

The Executive Director discussed with the Board of Trustees various matters pending review and/or Board approval.

**Willie Smith;** Based on a recent exam conducted by the Board's physician, it is recommended that a Functional Capacity Evaluation be completed.

*It was moved by Trustee Neely, seconded by Trustee Lappe, based on the doctor's recommendation, that Willie Smith be directed to complete a FCE.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

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**Alan Mercado;** Based on a recent exam reviewed by the Board's physician, it is recommended that the officer have an Independent Medical Evaluation completed by a cardiologist.

*It was moved by Trustee Neely, seconded by Trustee Wright, based on the doctor's recommendation, that Alan Mercado be directed to complete an IME with a cardiologist.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

*It was moved by Trustee Neely, seconded by Trustee Avila that the Board go into Executive Session pursuant to 2(c)(11), possible litigation.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Neely, Scott, Wright 7.

Absent: 0.

Against: Hamburger 1.

*It was moved by Trustee Neely, seconded by Trustee Lappe that the Board exit the Executive Session.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Absent: 0.

Against: 0.

The Executive Director conveyed that the Board received an invitation to attend the 53<sup>rd</sup> Annual Police Recognition Ceremony on May 27, 2014.

*It was moved by Trustee Wright, seconded by Trustee Maloney, that the Board purchase a table for the 53<sup>rd</sup> Police Recognition Ceremony.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: 0.

Abstain: Scott 1.

Against: Avila, Neely 2.

Lengthy discussion was held concerning date changes of Investment Committee meeting dates for the remainder of 2014. New schedule of meeting dates shall be disbursed.

The Executive Director communicated that the Fund has received requests from several trustees to prepare an impact statement on House Bill 3088, Senate Amendment No. 2.

*It was moved by Trustee Wright, seconded by Trustee Neely, that the Board request an impact statement on HB 3088, SA 02, if the FOP will pay the fee of GRS and the Board is given the results of the analysis.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Neely, Wright 6.

Absent: Hamburger 1.

Against: Scott 1.

All business concluded for this date, February 27, 2014, *it was moved by Trustee Wright, seconded by Trustee Neely that this meeting be adjourned.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Neely, Scott, Wright 7.

Absent: Hamburger 1.

Against: 0.